

SAO 133 (Rev. 9/89) Bill of Costs

## UNITED STATES DISTRICT COURT

Middle

District of

Alabama

CURLEY YOUNG, Plaintiff

## BILL OF COSTS

V.

HONEYWELL TECHNOLOGY  
SOLUTIONS, INC., Defendant

Case Number: 1:06cv563-SRW

Judgment having been entered in the above entitled action on

3/31/08

against

Plaintiff

Date

the Clerk is requested to tax the following as costs:

Fees of the Clerk .....	\$	_____
Fees for service of summons and subpoena .....		_____
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case See attached itemization (Att. "A")	\$1,433.20	_____
Fees and disbursements for printing .....		_____
Fees for witnesses (itemize on reverse side) .....		_____
Fees for exemplification and copies of papers necessarily obtained for use in the case See attached itemization (Att. "B")	\$108.90	_____
Docket fees under 28 U.S.C. 1923 .....		_____
Costs as shown on Mandate of Court of Appeals .....		_____
Compensation of court-appointed experts .....		_____
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828 .....		_____
Other costs (please itemize) .....		_____
TOTAL	\$	\$1,542.10

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

## DECLARATION

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill was mailed today with postage prepaid to: Jeffrey W. Bennitt, Attorney for Plaintiff

Signature of Attorney:



Name of Attorney:

Sandra B. Reiss, Ogletree, Deakins, Nash, Smoak,  
and Stewart, P.C.

For: Honeywell Technology Solutions, Inc.

Date:

April 3, 2008

Costs are taxed in the amount of \_\_\_\_\_

and included in the judgment.

Clerk of Court

By: \_\_\_\_\_

Deputy Clerk

Date

[illegible]

## NOTICE

**Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:**

**"Sec. 1924. Verification of bill of costs."**

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

**See also Section 1920 of Title 28, which reads in part as follows:**

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

**The Federal Rules of Civil Procedure contain the following provisions:**

**Rule 54 (d)**

"Except when express provision therefor is made either in a statute of the United States or in these rules, costs shall be allowed as of course to the prevailing party unless the court otherwise directs, but costs against the United States, its officers, and agencies shall be imposed only to the extent permitted by law. Costs may be taxed by the clerk on one day's notice. On motion served within 5 days thereafter, the action of the clerk may be reviewed by the court."

**Rule 6(e)**

"Whenever a party has the right or is required to do some act or take some proceedings within a prescribed period after the service of a notice or other paper upon him and the notice or paper is served upon him by mail, 3 days shall be added to the prescribed period."

### Rule 58 (In Part)

**"Entry of the judgment shall not be delayed for the taxing of costs."**

**Attachment A**

**FEES OF THE COURT REPORTER FOR ALL OR ANY PART OF THE  
TRANSCRIPT NECESSARILY OBTAINED FOR USE IN THE CASE<sup>1</sup>**

Exh.

- |    |   |            |
|----|---|------------|
| 1. | Deposition of Curley Young taken on February 27, 2007   | \$1,218.20 |
| 2. | Depositions of Erickson and Temple taken March 27, 2007 | \$215.00   |

***TOTAL COURT REPORTER FEES:*** ***\$1,433.20***

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<sup>1</sup> These amounts have been reduced by the cost of ASCII disks and travel transcripts.

**FREEDOM REPORTING, INC.**

367 Valley Avenue  
 Birmingham, AL 35209  
 205-397-2397 Fax: 205-397-2398  
 Tax ID Number: 20-2776665

Ryan M. Aday  
 Ogletree, Deakins, Nash,  
 Smoak & Stewart, PC  
 One Federal Place, Suite 1000  
 1819 5th Avenue North  
 Birmingham, AL 35203-2118

March 15, 2007

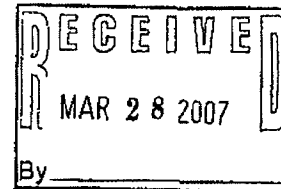
Invoice# 00023619

Balance: \$1,243.20

Re: Curly Young v. Honeywell Technology Solutions, Inc.  
 bham/1:06-CV-563  
 on 02/27/07 Billed 03/15/07

**Invoicing Information**Charge Description

Per Diem: 1 day  
 Original & copy: 344 pages  
 Exhibits/B & W: 140 pages  
 Condensed/concordance(s):  
 Depo Disk:



Amount
120.00
1,049.20
49.00
10.00
15.00

Deponent:  
 Curly Young

Vendor # 215320 Location # 111  
 Approved by JWJ Date 3-27-07  
 Resp. Party # \_\_\_\_\_  
 G/L code 2012  
 Client/Matter # 265.183  
 Cost Code 5170  
 Voucher # 458980 Pay Date 4/10

*g/m* 600265-000183  
 Please Remit - - - > Total Due: \$1,243.20

All Invoices are due within 30 days of receipt



*Send to [Signature]*  
*JM [Signature]*

WINTERS O. HOPE & ASSOCIATES  
3349 Monte D'Oro Drive  
Hoover, Alabama 35216

(205) 824-4444

INVOICE NUMBER: 5734 A  
DATE: Mar. 30, 2007

EIN: 87-0794086

Ms. Sandra B. Reiss  
Ogletree, Deakins, Nash, Smoak & Stewart, PC  
One Federal Place Suite 1000  
Birmingham, AL 35203

TERMS: NET CASH  
ACCOUNTS OVER 30 DAYS  
SUBJECT TO 1 1/2%/MO.

IN RE: Curly Young v. Honeywell Technology Solutions 1:02-CV-00563-SRW

Attendance 3/27/06 Days @ \$\_\_\_\_\_ per day \$\_\_\_\_\_

To Original Transcript \_\_\_\_\_ Pages @ \$\_\_\_\_\_ per page \$\_\_\_\_\_

To Copy of Transcript 86 Pages @ \$ 2.50 per page \$ 215.00

Expense:

Condensed transcript (2)

20.00

Approved: Sandra B. Reiss

\$m 000265.00/183

For: Depo: Messrs. Erickson & Temple

TOTAL \$ 235.00



**Attachment B**

**FEEs FOR EXEMPLIFICATION AND COPIES OF PAPERS  
NECESSARILY OBTAINED FOR USE IN THE CASE**

Documents reproduced in support of Motion for Summary Judgment:

Motion for Summary Judgment (doc. 21) ..... 6 pages

Brief in Support of Motion for  
Summary Judgment (doc. 22) ..... 43 pages

Submission of Evidence in Support of  
Motion for Summary Judgment (docs. 23-24); Motion for  
Leave to File Documents Under Seal (doc. 25); and Evidence  
Filed Under Seal (doc. 26) ..... 301 pages

Defendant's Reply to Plaintiff's Opposition  
To Motion for Summary Judgment (doc. 33) ..... 13 pages

363 pages at \$.15 per page (x 2 copies each)

**\$108.90\***

**Courtesy copies were provided to Chambers. See Court's Order  
Attached requiring courtesy copy (Exh. 3)**

***TOTAL COSTS FOR EXEMPLIFICATION OF PAPERS:***

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

CURLY YOUNG,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 1:06cv563-SRW
	)	(WO)
HONEYWELL TECHNOLOGY	)	
SOLUTIONS, INC.,	)	
	)	
Defendant.	)	

**ORDER**

This action is presently before the court on the motion for summary judgment filed by defendant on May 1, 2007. The parties are DIRECTED to comply with the order of this court entered on November 3, 2006 (Doc. #12), which establishes the briefing schedule. Additionally, it is

ORDERED that the parties are DIRECTED to mail or deliver to the court, in chambers, on or before June 5, 2007, bound and tabbed courtesy copies of their summary judgment submissions.

Done, this 2nd day of May, 2007.

/s/ Susan Russ Walker  
SUSAN RUSS WALKER  
UNITED STATES MAGISTRATE JUDGE

